

Rce \$
PATENT

Customer No. 22,852

Attorney Docket No. T8464854US

FHFGD Docket No. 9410.0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

Robert K. Smith)

) Group Art Unit: 3635

Application No.: 09/809,307)

) Examiner: Y. M. HORTON

Filed: March 16, 2001)

For: FREE FLOATING SUB-FLOOR
PANEL)Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Enclosed is an Amendment responsive to the Office Action of August 15, 2003. Also enclosed is a Request for Continued Examination (RCE) and a Petition for a three-month extension of time to respond to the Office Action.

A claim fee is calculated below:

	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	Additional Fee
Total	26	-	20	6	x \$ 18	\$ 108.00
Indep.	6	-	3	3	x \$ 86	258.00
<input type="checkbox"/> First Presentation of Multiple Dep. Claim(s)					+\$290	0.00
Subtotal						\$ 366.00
Reduction by 1/2 if small entity						- 0.00
TOTAL						\$ 366.00

Please charge Deposit Account No. 06-0916 in the amount of \$2,086.00 to cover the \$770.00 RCE Filing Fee, \$950.00 Three-month Extension Fee, and \$366.00 Additional Claims Fee.

Please grant any extensions of time required to enter the Amendment and RCE and charge any additional required fees to our Deposit Account No. 06-0916.

Dated: February 13, 2004

By:

Anthony M. Gutowski
Reg. No. 38,742

FEB 19 2004

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 09/809,307

Filing Date: March 16, 2001

First Named Inventor: Robert K. Smith

Group Art Unit: 3635

Examiner: Y. M. HORTON

Attorney Docket No.: T8464854US
FHFGD Docket No. 9410.0002

Attorney Customer Number: 22,852

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for patent term adjustment provisions of the AIPA. See "Changes to Application Examination and Provisional Application Practice," Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000). Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] _____.
- ii. ☐ Other _____
- b. ☒ Enclosed:
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other _____

3. Fees

- a. ☒ The filing fee is calculated as follows:
- | | |
|--|--|
| | 02/18/2004 AHONDAF1 00000028 060916 09809307 |
| i. <input checked="" type="checkbox"/> \$770.00 RCE fee required under 37 C.F.R. § 1.17(e) | 01 FC:1801 770.00 DA |
| ii. <input checked="" type="checkbox"/> Petition for extension of time for (three Months) \$950.00 | 02 FC:1201 258.00 DA |
| iii. <input checked="" type="checkbox"/> Other Claim fee \$366.00 | 03 FC:1202 108.00 DA |
- b. ☒ Please charge Deposit Account No. 06-0916 the amount of \$2,086.00.
- c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

Signature of Applicant, Attorney, or Agent Required

Name: Anthony M. Gutowski, Esq.

Reg. No.: 38,742

Signature:

Date: February 13, 2004

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]

Name: [Text]

Signature:

Date:

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